

BDW/0 (original)  
ORIGINAL

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

U.S. DISTRICT COURT NORTHERN DISTRICT OF TEXAS	
<b>FILED</b>	
MAR 27 2006	
CLERK, U.S. DISTRICT COURT	
By _____	Deputy <i>HT</i>

MARIA MAGDALENA GUTIERREZ,

Plaintiff,

v.

UNITED STATES DEPARTMENT  
OF HOMELAND SECURITY,

Defendant.

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No. 3:06-CV-0328-M

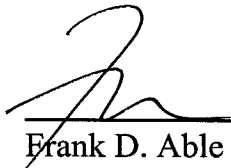
**MOTION TO FILE FORM I-589 UNDER SEAL**

1. Defendant, United States Department of Homeland Security, by and through the undersigned Assistant United States Attorney, moves for entry of an order from this Court to file under seal pages 1 through 54 of Plaintiff's Application for Asylum and Withholding of Removal.
2. Pages 1 through 54 of Plaintiff's Application for Asylum and Withholding of Removal contains personal and family data.
3. Defendant's requested relief is consistent with the privacy policy of the United States District Court for the Northern District of Texas.
4. For these reasons, Defendant requests that the Court seal Plaintiff's Application for Asylum and Withholding of Removal that has been identified as Defendant's Exhibit Number 3, to be filed in this case.

Plaintiff was furnished with a copy of her Application for Asylum and Withholding of Removal in a letter dated July 26, 2005, and will not be prejudiced by the relief requested herein. A proposed Order along with pages 1 through 54 of Plaintiff's Application for Asylum and Withholding of Removal is enclosed.

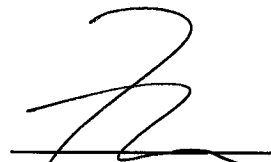
Respectfully submitted,

RICHARD B. ROPER  
UNITED STATES ATTORNEY

  
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Frank D. Able  
Assistant United States Attorney  
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Telephone: 214.659.8610  
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CERTIFICATE OF CONFERENCE

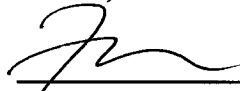
Plaintiff's attorney, Joyce Asber, was contacted by the undersigned attorney regarding this motion or the relief requested herein on March 27, 2006.. Ms. Asber states that she does not object to the undersigned attorney filing the Motion to File Form I-589 Under Seal.

  
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Frank D. Able  
Assistant United States Attorney

**CERTIFICATE OF SERVICE**

I hereby certify that true and correct copy of Defendant's Motion to File Form I-589 Under Seal was served on Plaintiff's attorney, by regular mail on the 27th day of March, 2006 to the following:

John Wheat Gibson, P.C.  
By Joyce Asber  
701 Commerce, Suite 110  
Dallas, Texas 75202



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Frank D. Able  
Assistant United States Attorney